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Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

Draft resolution submitted by the Vice-Chairman following informal consultations

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

The General Assembly,

I. Second performance report on the budget of the International Tribunal for the Former Yugoslavia for the biennium 2006-2007

Having considered the second performance report of the Secretary-General on the budget of the International Tribunal for the Former Yugoslavia for the biennium 2006-2007[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling its resolution 47/235 of 14 September 1993 on the financing of the International Tribunal for the Former Yugoslavia and its subsequent resolutions thereon, the latest of which were resolutions 60/243 of 23 December 2005 and 61/242 of 22 December 2006,

1. *Takes note* of the second performance report of the Secretary-General on the budget of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 for the biennium 2006-2007[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions;[2]

[1] A/62/556.
[2] A/62/578.

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2. *Endorses* the conclusions and recommendations contained in section III.A of the report of the Advisory Committee on Administrative and Budgetary Questions;

3. *Resolves* that, for the biennium 2006-2007, the amount of 326,573,900 United States dollars gross (297,130,500 dollars net) approved in its resolution 61/242 for the budget of the International Tribunal for the Former Yugoslavia shall be adjusted by the amount of 22,405,400 dollars gross (19,062,200 dollars net), for a total amount of 348,979,300 dollars gross (316,458,000 dollars net);

II. Budget for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 for the biennium 2008-2009

Having considered the reports of the Secretary-General on the financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 for the biennium 2008-2009[3] and on the revised estimates arising from changes in rates of exchange and inflation,[4]

Having also considered the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

1. *Takes note* of the reports of the Secretary-General on the financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 for the biennium 2008-2009[3] and on the revised estimates arising from changes in rates of exchange and inflation;[4]

2. *Endorses* the conclusions and recommendations contained in the related report of the Advisory Committee on Administrative and Budgetary Questions,[2] subject to the provisions of the present resolution;

3. *Recalls* paragraph 4 of its resolution 61/241 of 22 December 2006, and reaffirms the importance of the timely submission of reports on the Tribunal and related reports of the Advisory Committee on Administrative and Budgetary Questions in order to facilitate their proper consideration early in the session;

4. *Takes note* of section E of the report of the Secretary-General;[3]

5. *Requests* the Secretary-General to include information on specific parameters of the management of the funds to be appropriated to meet future requirements for pension benefits of the Tribunal's judges and eligible beneficiaries in the context of the first performance report for the biennium 2008-2009;

6. *Decides* to revert to the issue of funding of the pension-related liabilities of the Tribunal at its sixty-fourth session, taking into account the report of the Secretary-General requested in paragraph 11 of its resolution 61/262 of 4 April 2007;

7. *Also decides* to appropriate to the Special Account for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of

[3] A/62/374.
[4] A/62/586.

International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 a total amount of 347,566,900 United States dollars gross (316,472,100 dollars net) for the biennium 2008-2009, as detailed in the annex to the present resolution;

8. *Further decides* that the financing of the appropriation for the biennium 2008-2009 under the Special Account shall take into account the estimated income of 265,300 dollars for the biennium 2008-2009, which shall be set off against the aggregate amount of the appropriation;

9. *Decides* that the total assessment for 2008 under the Special Account, amounting to 196,100,900 dollars, shall consist of:

(a) 173,650,800 dollars, being half of the estimated appropriation approved for the biennium 2008-2009, after taking into account 132,650 dollars, which is half of the estimated income for the biennium 2008-2009 of 265,300 dollars;

(b) 22,450,100 dollars, being the increase in the final appropriation for the biennium 2006-2007 approved by the General Assembly in paragraph 3 of section I of the present resolution, after taking into account a decrease in income of 44,700 dollars for the biennium 2006-2007;

10. *Also decides* to apportion the amount of 98,050,450 dollars gross (88,605,150 dollars net) among Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2008;

11. *Further decides* to apportion the amount of 98,050,450 dollars gross (88,605,150 dollars net) among Member States in accordance with the scale of assessments applicable to peacekeeping operations for 2008;

12. *Decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 10 and 11 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income of 18,890,600 dollars approved for the International Tribunal for the Former Yugoslavia for 2008.

Annex

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

	Gross	*Net*
	(United States dollars)	
Estimated appropriation for the biennium 2008-2009	356 314 300	327 182 400
Revised estimates: effect of changes in rates of exchange and inflation	24 952 600	22 989 700
Recommendations of the Advisory Committee on Administrative and Budgetary Questions	(16 600 000)	(16 600 000)
Recommendations of the Fifth Committee	(17 100 000)	(17 100 000)
Estimated initial appropriation for the biennium 2008-2009	347 566 900	316 472 100

	Gross	*Net*
	(United States dollars)	
Less:		
Estimated income for the biennium 2008-2009	(265 300)	(265 300)
Total assessment for 2008, comprising	**196 100 900**	**177 210 300**
(a) Requirements representing half of the estimated appropriation for the biennium 2008-2009, after taking into account 132,650 dollars, which is half of the estimated income for the biennium 2008-2009 of 265,300 dollars	173 650 800	158 103 400
(b) Requirements arising from the final appropriation for the biennium 2006-2007, after taking into account a decrease in income of 44,700 dollars for the biennium 2006-2007	22 450 100	19 106 900
Of which:		
Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2008	98 050 450	88 605 150
Contributions assessed on Member States in accordance with the scale of assessments applicable to peacekeeping operations of the United Nations for 2008	98 050 450	88 605 150